

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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PETER DELVECCHIO, INDIVIDUALLY AND
AS REPRESENTATIVE OF A CLASS OF
SIMILARLY SITUATED PERSONS,
Plaintiff,

-against-

17 **CIVIL** 10051 (AKH)

JUDGMENT

METROPOLITAAN TRANSPORTATION
AUTHORITY,

Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated October 10, 2018, Plaintiffs' pleadings are insufficient to establish the required number of proposed class members under CAFA, 28 U.S.C. 1332(d)(5)(B), or alternatively, under its amount in controversy requirements. 28 U.S.C. 1332(d)(2). Individual Plaintiff DelVecchio also fails to meet the jurisdictional amounts in controversy under the general diversity statute. 28 U.S.C. 1332(a); Defendant's motion to dismiss is granted; judgment is entered to the defendant, the complaint is dismissed, and the Clerk shall tax costs.

Dated: New York, New York
October 15, 2018

RUBY J. KRAJICK

Clerk of Court

BY: _____

Deputy Clerk

THIS DOCUMENT WAS ENTERED
ON THE DOCKET ON 10/15/2018